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2012 MAY 10 AM 9:57

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14 Los Angeles, CA 90071
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16 Attorneys for Defendant City of Burbank
17

18 SUPERIOR COURT OF THE STATE OF CALIFORNIA
19 COUNTY OF LOS ANGELES

20 WILLIAM TAYLOR,
21 Plaintiff,

22 v.

23 CITY OF BURBANK and
24 DOES 1 through 100, inclusive,
25 Defendants.
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27
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Case No. BC 422252
Assigned to: Hon John L. Segal, Dept. 50

**DECLARATION OF CAROL A.
HUMISTON IN SUPPORT OF
DEFENDANT CITY OF BURBANK'S
MOTION FOR NEW TRIAL OR
ALTERNATIVE JNOV**

DATE: June 6, 2012
TIME: 8:30 a.m.
DEPT: 50

Trial Date: March 5, 2012
Action Filed: Sept. 22, 2009

1 I, CAROL H. HUMISTON, declare:

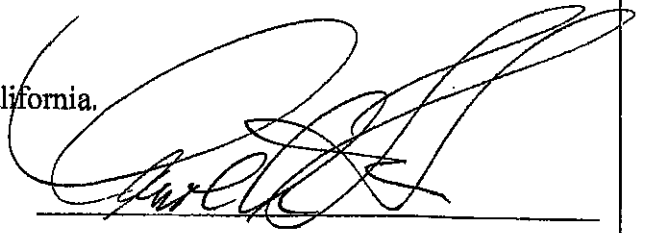
2 1. I am the Senior Assistant City Attorney for the City of Burbank, Defendant, in the
3 above-referenced matter. I am the lawyer at the Burbank City Attorney's Office with primary
4 responsibility for this matter, and I had regular contact with the City's trial counsel, Ronald Frank
5 and Linda Miller Savitt, during the trial. I have personal knowledge of the facts contained in this
6 Declaration, and if called as a witness I could and would testify competently to these facts under
7 oath.

8 2. At no time before or during trial, nor at any time before I learned the results of
9 various post-trial juror investigation efforts, did I know or have any reason to know or suspect
10 that any of the trial jurors had criminal records. Furthermore, to my knowledge, no other City
11 employee or representative knew or had reason to know or suspect that any of the trial jurors had
12 criminal records. A few months before trial, Burbank City Attorney Dennis Barlow retired and
13 the new City Attorney in Burbank became Amy Ann Albano. I periodically discussed this case
14 with Mr. Barlow before he retired, and with Ms. Albano thereafter. In none of my discussions
15 about this case with Ms. Albano between the March 5, 2012 commencement of the trial and the
16 March 19, 2012 verdict did she mention anything to me about her knowledge of any of the trial
17 jurors, much less that any trial juror had a criminal record.

18 3. I testified in the trial of this case over the course of two trial days, March 14 and
19 March 15, 2012. I did not recognize any of the trial jurors.

20
21 I declare under penalty of perjury under the laws of the State of California that the
22 foregoing is true and correct.

23 Executed on May 3, 2012, at Burbank, California.



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25 CAROL A. HUMISTON
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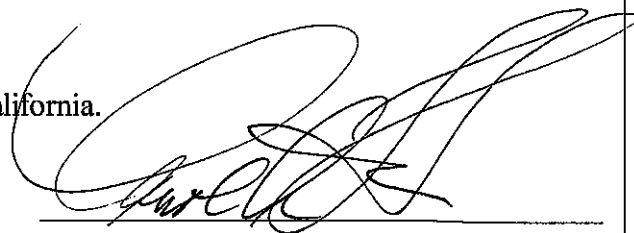
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OFFICE OF THE CITY ATTORNEY

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VIA US MAIL

Writers Direct Dial
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Ronald F. Frank
Burke Williams & Sorensen, LLP
444 s. Flower Street, 24th Floor
Los Angeles, CA 90071

Re: Captain William Taylor

Dear Mr. Frank:

Pursuant to your request enclosed please find the **DECLARATION OF CAROL A. HUMISTON IN SUPPORT OF DEFENDANT CITY OF BURBANK'S MOTION FOR NEW TRIAL OR ALTERNATIVE JNOV** herein.

Should you need anything else, please contact our office.

Sincerely,

Minerva Castro, Assistant to
Senior Assistant City Attorney

Enclosure